

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF PA  
WILKES BARRE DIVISION

In re: ENRICO A. FRANCIOSA § Case No. 5:15-bk-01370  
EVELYN CRUZ §  
§  
§  
§ Debtor(s)

## **CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT**

CHARLES J. DEHART, III, Chapter 13 Trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C § 1302(b)(1). The Trustee declares as follows:

- 1) The case was filed on 04/02/2015.
- 2) The plan was confirmed on 11/13/2015.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C § 1329 on NA.
- 4) The Trustee filed action to remedy default by the debtor(s) in performance under the plan on 07/06/2015, 08/04/2016, 06/08/2017, 12/08/2017.
- 5) The case was dismissed on 01/10/2018.
- 6) Number of months from filing or conversion to last payment: 30.
- 7) Number of months case was pending: 34.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: \$0.00.
- 10) Amount of unsecured claims discharged without full payment: \$0.00.
- 11) All checks distributed by the Trustee relating to this case have cleared the bank.

**Receipts:**

Total paid by or on behalf of the debtor(s)	\$ 17,925.00
Less amount refunded to debtor(s)	\$ 0.00
<b>NET RECEIPTS</b>	<b>\$ 17,925.00</b>

**Expenses of Administration:**

Attorney's Fees Paid Through the Plan	\$ 2,500.00
Court Costs	\$ 0.00
Trustee Expenses & Compensation	\$ 992.27
Other	\$ 0.00
<b>TOTAL EXPENSES OF ADMINISTRATION</b>	<b>\$ 3,492.27</b>
Attorney fees paid and disclosed by debtor(s):	\$ 1,500.00

**Scheduled Creditors:**

Creditor Name	Class	Claim Scheduled	Claim Asserted	Claim Allowed	Principal Paid	Interest Paid
JEFFREY S. TREAT, ESQUIRE	Lgl	0.00	NA	NA	2,500.00	0.00
CNH CAPITAL	Sec	1,000.00	1,330.02	1,330.02	401.63	0.00
HONESDALE NATIONAL BANK	Sec	0.00	NA	NA	0.00	0.00
USDA FARM SERVICE AGENCY	Sec	0.00	NA	NA	0.00	0.00
INTERNAL REVENUE SERVICE	Pri	2,000.00	6,978.58	6,806.07	6,806.07	0.00
INTERNAL REVENUE SERVICE	Uns	0.00	6,978.58	172.51	0.00	0.00
PORTFOLIO RECOVERY	Sec	4,500.00	5,909.40	5,909.40	524.03	0.00
NAVIENT SOLUTIONS, INC	Uns	4,394.99	4,407.50	4,407.50	0.00	0.00
PPL ELECTRIC UTILITIES	Uns	2,678.37	3,376.44	3,376.44	0.00	0.00
TOWN & COUNTRY	Uns	2,500.00	2,304.07	2,304.07	0.00	0.00
DELAWARE VALLEY FARM &	Uns	2,011.00	2,486.64	2,486.64	0.00	0.00
CAVALRY PORTFOLIO SERVICES,	Uns	0.00	565.36	565.36	0.00	0.00
CAVALRY PORTFOLIO SERVICES,	Uns	2,700.00	2,625.97	2,625.97	0.00	0.00
AIS PORTFOLIO SERVICE, LP	Uns	0.00	175.12	175.12	0.00	0.00
PORTFOLIO RECOVERY	Uns	606.00	735.43	735.43	0.00	0.00
PORTFOLIO RECOVERY	Uns	0.00	3,892.28	3,892.28	0.00	0.00
WAYNE COUNTY TAX CLAIM	Sec	7,105.76	7,811.55	7,811.55	2,358.85	0.00
HONESDALE NATIONAL BANK	Sec	210,000.00	208,521.38	208,521.38	2,235.00	0.00

**Scheduled Creditors:**

Creditor <u>Name</u>	Class	Claim <u>Scheduled</u>	Claim <u>Asserted</u>	Claim <u>Allowed</u>	Principal <u>Paid</u>	Interest <u>Paid</u>
USDA FARM SERVICE AGENCY	Sec	45,000.00	45,272.62	45,272.62	2,107.15	0.00
COCHETON MILLS	Uns	13,500.00	NA	NA	0.00	0.00
FREEDOM RANGER	Uns	3,195.00	NA	NA	0.00	0.00
JOME DEPOT	Uns	5,000.00	NA	NA	0.00	0.00

**Summary of Disbursements to Creditors:**

	Claim Allowed	Principal Paid	Interest Paid
<b>Secured Payments:</b>			
Mortgage Ongoing	\$ 0.00	\$ 0.00	\$ 0.00
Mortgage Arrearage	\$ 253,794.00	\$ 4,342.15	\$ 0.00
Debt Secured by Vehicle	\$ 5,909.40	\$ 524.03	\$ 0.00
All Other Secured	\$ 9,141.57	\$ 2,760.48	\$ 0.00
<b>TOTAL SECURED:</b>	<b>\$ 268,844.97</b>	<b>\$ 7,626.66</b>	<b>\$ 0.00</b>
<b>Priority Unsecured Payments:</b>			
Domestic Support Arrearage	\$ 0.00	\$ 0.00	\$ 0.00
Domestic Support Ongoing	\$ 0.00	\$ 0.00	\$ 0.00
All Other Priority	\$ 6,806.07	\$ 6,806.07	\$ 0.00
<b>TOTAL PRIORITY:</b>	<b>\$ 6,806.07</b>	<b>\$ 6,806.07</b>	<b>\$ 0.00</b>
<b>GENERAL UNSECURED PAYMENTS:</b>	<b>\$ 20,741.32</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>

**Disbursements:**

Expenses of Administration	\$ 3,492.27
Disbursements to Creditors	\$ 14,432.73
<b>TOTAL DISBURSEMENTS:</b>	<b>\$ 17,925.00</b>

12) The Trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been fully administered, the foregoing summary is true and complete, and all administrative matters for which the Trustee is responsible have been completed. The Trustee requests a final decree be entered that discharges the Trustee and grants such other relief as may be just and proper.

Date: 02/12/2018

By: /s/ CHARLES J. DEHART, III  
STANDING CHAPTER 13 TRUSTEE

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.